

DEC 20 2007

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5898
Ryan Pennington)

GENERAL COUNSEL'S REPORT #3

I. ACTION RECOMMENDED

Accept the attached conciliation agreement with Ryan Pennington and close the file.

II. BACKGROUND

On January 26, 2007, the Commission found reason to believe that Ryan Pennington knowingly and willfully violated 2 U.S.C. § 432(b)(3) as a result of having embezzled \$65,271.23 from the Washington State Democratic Central Committee (the "Committee"). See First General Counsel's Report in MUR 5898. After an investigation, the Commission on October 23, 2007 authorized pre-probable cause conciliation and approved a conciliation agreement ¹. See General Counsel's Report #2 in MUR 5898.¹

III. DISCUSSION

¹ Based on the facts and circumstances of this matter, the Commission also took no action as to the Committee.

. In addition, General Counsel's Report #2 inadvertently failed to include a recommendation to take no action as to Habib M. Habib, in his official capacity as treasurer of the Committee. We have included such a recommendation in this report.

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16 **IV. RECOMMENDATIONS**

- 17 1. Accept the attached conciliation agreement with Ryan Pennington;
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19 2. Approve the appropriate letter;
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21 3. Take no action as to Habib M. Habib, in his official capacity as treasurer of the
22 Washington State Democratic Central Committee; and
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4. Close the file.

Thomasenia P. Duncan
General Counsel

Ann Marie Terzaken
Associate General Counsel for Enforcement

12/20/07
Date

BY: 
Julie K. McConnell
Acting Assistant General Counsel


Adam Schwartz
Attorney

Attachments